Case 1:07-cv-09227-SN Document 175 Filed 05/17/13 Page 1 of 2

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## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

CHRISTINE RODRIGUEZ, SANDRA BURGA, KAREN MALAK, JAMES TORTORA, LISA BRUNO, JANEEN CAMERON, KAREN MCBRIDE, and ANDREW WOOLF, Individually and for all other similarly situated,

Plaintiffs,

-against-

IT'S JUST LUNCH, INTERNATIONAL, IT'S JUST LUNCH, INC., HARRY AND SALLY, INC., RIVERSIDE COMPANY, LOREN SCHLACHET, IJL NEW YORK CITY FRANCHISE, IJL ORANGE COUNTY FRANCHISE, IJL CHICAGO FRANCHISE, IJL PALM BEACH FRANCHISE, IJL DENVER FRANCHISE, IJL AUSTIN FRANCHISE, IJL LOS ANGELES-CENTURY CITY FRANCHISE, and DOES 1–136,

Defendants.

07 Civ. 9227 (SHS)

**ORDER** 

SIDNEY H. STEIN, U.S. District Judge.

The Court having received a letter from defendants dated May 10, 2013, a letter from plaintiffs dated May 14, 2013, and a second letter from defendants dated May 17, 2013, it is hereby ordered that:

- Defendants' request that the GBL § 349 claim in the Third Amended Complaint be dismissed for failure to amend the caption is denied;
- b) Defendants' answer to the Third Amended Complaint is overdue and shall be filed on or before May 21, 2013; and

c) The Clerk of Court is directed to amend the caption to read as follows:

CHRISTINE RODRIGUEZ, SANDRA
BURGA, KAREN MALAK, JAMES
TORTORA, LISA BRUNO, JANEEN
CAMERON, KAREN MCBRIDE, ANDREW
WOOLF, and BRAD BEROKWITZ,
Individually and for all other similarly
situated,

Plaintiffs,

-against-

IT'S JUST LUNCH, INTERNATIONAL, IT'S JUST LUNCH, INC., HARRY AND SALLY, INC., RIVERSIDE COMPANY, LOREN SCHLACHET, IJL NEW YORK CITY FRANCHISE, IJL ORANGE COUNTY FRANCHISE, IJL CHICAGO FRANCHISE, IJL PALM BEACH FRANCHISE, IJL DENVER FRANCHISE, IJL AUSTIN FRANCHISE, IJL LOS ANGELES-CENTURY CITY FRANCHISE, and DOES 1–136,

Defendants.

Dated: New York, New York May 17, 2013

SO ORDERED:

Sidney H. Stein, U.S.D.J.